THE HON'BLE SRI JUSTICE N.V. RAMANA

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W.P.No. 19885 of 2006

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DATE: 08-11-2006

Between:

E. Ryshendra Babu

..Petitioner.

And

The Managing Director,

SETWIN, Purani Haveli,

Hyderabad.

..Respondent

THE HON'BLE SRI JUSTICE N.V. RAMANA

W.P.No. 19885 of 2006

O R D E R:

This writ petition is filed to direct the respondent to finalize the disciplinary proceedings initiated against the petitioner in pursuance of the enquiry officer's report dated 13-03-2006 and reinstate him into service forthwith.

In the year 1982 the petitioner was appointed as Junior Assistant and subsequently, in the year 1989, he was promoted as Superintendent. The petitioner was again promoted as Assistant Manager taking into consideration his eligibility and seniority. Certain charges were leveled against the petitioner by issuing a charge memo dated 17-03-2004. The petitioner submitted explanation on 17-08-2004 denying charges. By proceedings dated 14-09-2004, an enquiry officer was appointed to conduct inquiry into the charges framed against the petitioner. The inquiry officer, after completing enquiry, submitted his report on 20-04-2005. It is alleged that in view of the findings recorded by the inquiry officer, the petitioner is entitled to be reinstated into service. The respondent, instead of reinstating the petitioner, framed additional charges and in spite of the petitioner submitting his explanation to the additional charges, another inquiry officer has been appointed, who, after completing the inquiry, submitted his report on 13-03-2006. The said inquiry report is not furnished to the petitioner is also another complaint. Despite conducting two inquiries, so far the respondent has not finalized the disciplinary proceedings initiated against him.

Learned counsel for the petitioner submits that no subsistence allowance is being paid to the petitioner nor the disciplinary proceedings are being finalized. Hence the writ petition.

The matter underwent several adjournments but no counter affidavit has been filed.

Learned standing counsel appearing on behalf of the respondent, on instructions, submits that the officials of the respondent will take appropriate action, in the matter of finalizing the proceedings initiated against the petitioner, within a period of eight weeks.

Having regard to the stand taken by the respondents, I deem it appropriate to dispose of the writ petition with the following directions:

The respondent shall finalize the departmental proceedings initiated against

the petitioner at the earliest possible time, preferably within a period of six weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

N.V. RAMANA, J

Dated: 08 -11-2006

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